



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION I

J. F. KENNEDY FEDERAL BUILDING, BOSTON, MASSACHUSETTS 02203

12410004



SEMS DocID 644641

April 12, 1983

C. Russell Bengston, Esq.
Carrol, Kelly & Murphy
155 South Main Street
Providence, RI 02903

Superfund Records Center

SITE: Picillo

BREAK: 11.9

OTHER: _____

Re: Picillo Waste Disposal Site
Coventry, Rhode Island

Dear Mr. Bengston:

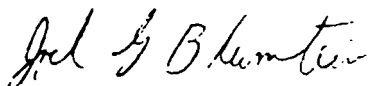
In a letter from Merrill S. Hohman, Director of the Environmental Protection Agency (EPA), Region I, Waste Management Division, dated January 20, 1983, you were advised that your clients may be responsible parties with respect to the Picillo site and may therefore be liable for public funds expended on response activities at the site. Your clients were asked to contact EPA if they wished to pursue a negotiated resolution of their liability. Subsequent correspondence from you indicates that you may be willing to enter into meaningful negotiations with EPA concerning this liability. This letter is to advise you of EPA's current plans for conducting these negotiations.

It is EPA's present intent to await completion and review of a remedial investigation/feasibility study of final site remedies which is now underway before initiating negotiations. As was noted in the January 20 letter from Mr. Hohman, this study is being conducted by the Rhode Island Department of Environmental Management pursuant to a Cooperative Agreement with EPA under Section 104 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. §9601 et seq. We believe that this approach is preferable to commencing negotiations now since, by awaiting completion of the feasibility study and EPA's review of that study, all parties will know the nature of the final site remedies which will need to be undertaken (and their approximate cost). Therefore, a setting will be established in which negotiations are most likely to proceed smoothly and toward a fruitful conclusion.

Although it is now too early to identify a precise date for completion of the feasibility study process, it appears that the process will be concluded in the next few months and, thus, that negotiations will commence shortly thereafter. I will provide you with a more definite schedule when the date for completion of the feasibility study is available.

In the interim, please do not hesitate to contact me if you have any questions concerning the scheduling of negotiations or other matters. I can be reached at 617/223-5779.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joel G. Blumstein".

Joel G. Blumstein
Assistant Regional Counsel

cc: Daniel J. Schatz, Esq.
Rhode Island Department of Attorney General